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1 Kenneth W. Starr (S.B.N. 58382)  
 2 kstarr@kirkland.com  
 3 Tracy Kathryn Genesen (S.B.N. 159324)  
 4 tgenesen@kirkland.com  
 5 Rebecca M. Stamey-White (S.B.N. 257717)  
 6 rstamey-white@kirkland.com  
 7 KIRKLAND & ELLIS LLP  
 8 555 California Street  
 9 San Francisco, California 94104-11501  
 Telephone: (415) 439-1400  
 Facsimile: (415) 439-1500

7 Attorneys for Plaintiffs  
 8 KNIGHTSBRIDGE WINE SHOPPE, LTD.;  
 9 CASCO COMMUNICATIONS dba  
 VIRGINIA WINE OF THE MONTH CLUB; and  
 STEVEN M. COHEN, an individual

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN JOSE DIVISION

13 KNIGHTSBRIDGE WINE SHOPPE, LTD., ET AL.	14 Plaintiffs,	CASE NO. 5:06-CV-02890-JF
	15 vs.	ORDER APPROVING
	16 JERRY R. JOLLY, in his capacity as Director of the California Department of Alcoholic Beverage Control,	STIPULATION OF DISMISSAL
	17 Defendant.	

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 20 Pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii) and 25(d), Defendant STEVE  
 21 HARDY, in his official capacity as the Director of the California Department of Alcoholic  
 22 Beverage Control (the "Department") and successor to Defendant JERRY R. JOLLY, the former  
 23 director, and Plaintiffs KNIGHTSBRIDGE WINE SHOPPE, LTD., CASCO  
 24 COMMUNICATIONS LLC dba VIRGINIA WINE OF THE MONTH CLUB, and STEVEN M.  
 25 COHEN, by and through their respective counsel, hereby stipulate to the dismissal of this action  
 26 without prejudice, each of the parties to bear their own fees and costs. Plaintiffs are satisfied  
 27 with the on-going enforcement priorities of the Department, as articulated in Section I. 5 of the  
 28 Stipulation, Agreement and Order ("Stipulation") entered in this action on November 15, 2006

1 and for this reason see no need to proceed with the litigation at this time, and Defendant is  
2 similarly of the opinion the litigation should not proceed for the reasons stated in Section I. 7 of  
3 the Stipulation.

4 IT IS HEREBY SO STIPULATED.

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6 Dated: December 31, 2008

Kenneth W. Starr  
Tracy K. Genesen  
Rebecca M. Stamey-White  
KIRKLAND & ELLIS LLP

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By: /s/ Tracy K. Genesen  
Tracy Kathryn Genesen

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Attorneys for Plaintiffs  
KNIGHTSBRIDGE WINE SHOPPE, LTD.;  
CASCO COMMUNICATIONS dba  
VIRGINIA WINE OF THE MONTH CLUB; and  
STEVEN M. COHEN, an individual

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Dated: December 31, 2008

EDMUND G. BROWN JR.,  
Attorney General of the State of California  
ALICIA M.B. FOWLER  
Senior Assistant Attorney General  
MIGUEL A. NERI  
FIEL D. TIGNO  
Supervising Deputy Attorneys General

By: /s/ Marjorie E. Cox  
MARJORIE E. COX  
Deputy Attorney General

Attorneys for Defendant  
DIRECTOR, CALIFORNIA DEPARTMENT  
OF ALCOHOLIC BEVERAGE CONTROL

### Signature Attestation

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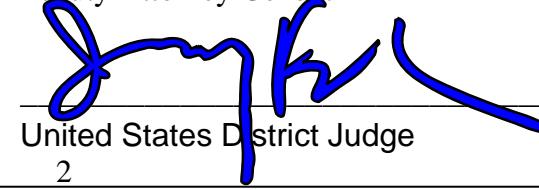
I hereby attest that I have on file written authorization for any signatures indicated by a  
"conformed" signature (/s/) within this efiled document.

Dated: December 31, 2008

/s/ Marjorie E. Cox  
MARJORIE E. COX  
Deputy Attorney General

IT IS SO ORDERED.

1/5/09

  
United States District Judge